## CERTIFICATE OF MAILING

I hereby certify that this Response (along with any document referred to as being attached or enclosed) is being electronically filed with the Patent and Trademark Office in Alexandria VA 22313-1450.

Anna Wishko

In the event that this paper is filed late and a necessary Petition for an Extension of Time is not concurrently filed herewith, please consider this as a Petition for the requisite extension of time, and, to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this paper, to Deposit Account No. 50-1529.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Steffen Dubnack et al.

Serial No.: 10/773.669

February 6, 2004

Filed:

3736

Art Unit:

Examiner: Eiseman, Adam Jared

Confirmation No.: 7534

026418 Customer No.:

Atty. Docket No.: 500343.20238

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## AMENDMENT/RESPONSE

SIR:

In response to the Office Action dated August 19, 3009, and in conjunction with the teleconference held with the Examiner on November 19, 2009, please reconsider the following application in light of the following comments.

METHOD FOR TISSUE-SELECTIVE TREATMENT IN THERAPY AND SURGERY